

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-45082 of 2016
Date of Decision:22.12.2016

Gurpyar SinghPetitioner

Versus

State of HaryanaRespondent

CORAM: HON'BLE MRS. JUSTICE SNEH PRASHAR

Present: Mr. G.S. Sidhu, Advocate
for the petitioner.

Mr. Sulinder Kumar, A.A.G., Haryana.

SNEH PRASHAR, J.(Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure (Cr.P.C.) for grant of concession of regular bail to the petitioner in case First Information Report No. 195 dated 29.07.2016, under Sections 15,16,21 and 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police Station, Sadar Dabwali, District Sirsa.

Heard the submissions made by Mr. G.S. Sidhu, Advocate representing the petitioner and Mr. Sulinder Kumar, AAG, Haryana representing the State.

Learned counsel for the petitioner submits that as per the allegation 500 grams of poppy husk and 250 grams of intoxicant powder (heroin) was recovered from petitioner. The report of the chemical examiner identifying the intoxicant powder has not been

received. Otherwise also it does not fall under the category of commercial quantity.

Learned State counsel has filed the affidavit of Amit Kumar, Superintendent of Jail, District prison, Sirsa giving details of custody of the petitioner in the instant case. The same is taken on record.

Considering the fact that the trial is still likely to take some time and there appears no plausible ground to detain the petitioner further in custody, he is admitted to regular bail during pendency of the trial, subject to his furnishing bail/surety bonds, to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Sirsa.

December 22, 2016
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(SNEH PRASHAR)
JUDGE

Whether Speaking/Reasoned?

Yes/No

Whether Reportable?

Yes/No